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TRANSMITTAL LETTER AND AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

ASSISTANT COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

RE: Attorney Docket No.: SIEM0020U/US
Application No.: 09/763,706
Filed: 2/23/01
Inventor: Klaus Gradischne
Group Art Unit: 2661
Examiner: Phirin Sam
Title: Signaling system of a signaling point

SIR:

Attached hereto for filing are the following papers:

PTOL-85
Remarks (1 page)
Replacement Sheets 1 & 3 (2 pages)
37 CFR 1.705 Petition (3 pages)
List of Exhibits (1 page)
Exhibit 1 (2 pages)

Our check in the amount of \$1600.00 is attached covering the required fees.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-2106. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

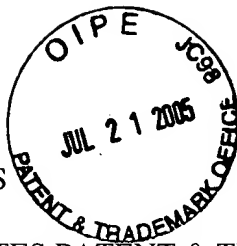
7/21/2005
DATE

Robert G. Crockett
Robert G. Crockett
Registration No. 42,448
Attorney of Record

Printed: April 11, 2005 (2:55pm)

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NEIFELD Docket No.: SIEM0020U/US



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: Klaus Gradischnig CONF. NO: 9182
GROUP ART UNIT: 2661
SERIAL NO.: 09/763,706
FILED: 2/23/01
EXAMINER: TON, Anthony T.
FOR: Signaling system of a signaling point

ASSISTANT COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

REMARKS

In response to the Notice of Allowability mailed 5/17/2005, applicant submits replacement drawings 1 and 3.

Respectfully Submitted,

31518

PATENT TRADEMARK OFFICE

Date

7/21/2005

Robert G. Crockett

Robert G. Crockett
Registration No. 42,448
Attorneys of Record

RGC

Printed: May 31, 2005 (1:55pm)

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NEIFELD Docket No.: SIEM0020U/US



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: Klaus Gradischnig CONF. NO: 9182

GROUP ART UNIT: 2661

SERIAL NO.: 09/763,706

FILED: 2/23/01

EXAMINER: TON, Anthony T.

FOR: Signaling system of a signaling point

ASSISTANT COMMISSIONER FOR PATENTS

ALEXANDRIA, VA 22313

37 CFR 1.705 APPLICATION FOR PATENT TERM ADJUSTMENT

I. Statement of the Precise Relief Requested

The patentee requests that the Director change the notice of term extension under 35 USC 154(b) from 0 days to 935 days to correct the PTO's erroneous calculation.

II. Material Facts in Support of the Petition

1. The Director determined a 0 day patent term extension, as noted on the Notice of Allowance.
2. On February 23, 2001, the applicant filed a US national stage application under 35 USC 371.
3. On September 8, 2004, the examiner mailed a non-final rejection.

4. On December 8, 2004, the applicant filed a reply to the office action mailed September 8, 2004.

5. On May 17, 2005, the Patent Office mailed a notice of allowance.

III. Reasons Why the Relief Requested Should be Granted

A. Adjustment Due to PTO Delay

The term extension applicable under the 35 USC 154 is calculated as follows:

Application filed: February 23, 2001

First response by examiner mailed: September 8, 2004

35 USC 154(b)(1)(A)(i)(II) provides that the term of the patent shall be extended 1 day for each day that the PTO fails to respond with a first office action following 14 months after a filing under 35 USC 371

September 8, 2004 is 865 days following the 14-month period after the filing date of February 23, 2001.

35 USC 154(b)(1)(A)(ii) provides that the term of the patent shall be extended 1 day for each day that the PTO fails respond to a reply under section 132, or to an appeal taken under section 134, within 4 months after the date on which the reply was filed or the appeal was taken.

Reply to Office action filed: December 8, 2004

Response by examiner mailed: May 17, 2005

May 17, 2005 is 70 days following the 4-month period after the filing date of December 8, 2004.

B. Erroneous Calculation of Patent Term Extension by the PTO

The PTO calculated a patent term extension of 0 days under 35 USC 154(b).

IV. **Conclusion**

The Director should grant the petition to change the notice of term extension under 35 USC 154(b) from 0 days to 935 days.

V. **Fee under 37 CFR 1.18(e)**

A check in the amount of \$200 to cover the fee for filing an application for the patent term adjustment is submitted herewith.

Respectfully submitted,

7/21/2005
Date

Robert G. Crockett

Robert G. Crockett

Registration No: 42, 448

Attorney of Record

Printed: July 21, 2005 (1:06pm)

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List of Exhibits

Exhibit 1: A copy of the USPTO web site's PAIR printout for United States Patent Application Number 09/830,588 showing the dates recorded by the USPTO for filing and mailing of papers in this application.



United States Patent and Trademark Office

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Search results as of: 7-21-2005::13:19:38 E.T.

Search results for application number:09/763,706

Application Number:	09/763,706	Customer Number:	31518
Filing or 371(c) Date:	02-23-2001	Status:	Allowed -- Notice of Allowance Mailed -- Issue Revision Completed
Application Type:	Utility	Status Date:	05-16-2005
Examiner Name:	SAM, PHIRIN	Location:	ELECTRONIC
Group Art Unit:	2661	Location Date:	-
Confirmation Number:	9182	Earliest Publication No:	-
Attorney Docket Number:	SEIM0020U/US	Earliest Publication Date:	-
Class/ Sub-Class:	370/496	Patent Number:	-
First Named Inventor:	Klaus Gradischnig, Gauting, (DE)	Issue Date of Patent:	-
Title Of Invention:	SIGNALING SYSTEM OF A SIGNALING POINT		

Select Search Option

Assignments

Search

Continuity Data

Display References

Foreign Priority

Image File Wrapper

Patent Term Extension History

File History

Date	Contents Description
06-14-2005	Mail Examiner's Amendment
06-09-2005	Examiner's Amendment Communication
05-17-2005	Mail Notice of Allowance
05-17-2005	Mail Formal Drawings Required
05-17-2005	Mail Examiner's Amendment
05-13-2005	Issue Revision Completed
05-13-2005	Formal Drawings Required
05-13-2005	Notice of Allowance Data Verification Completed
05-13-2005	Case Docketed to Examiner in GAU
05-13-2005	Examiner's Amendment Communication

05-13-2005	Notice of Allowability
04-11-2005	Case Docketed to Examiner in GAU
03-03-2005	Date Forwarded to Examiner
12-08-2004	Response after Non-Final Action
12-08-2004	Workflow incoming amendment IFW
09-08-2004	Mail Non-Final Rejection
09-03-2004	Non-Final Rejection
08-09-2004	Case Docketed to Examiner in GAU
08-03-2004	IFW TSS Processing by Tech Center Complete
08-03-2004	Reference capture on IDS
02-23-2001	Information Disclosure Statement (IDS) Filed
07-12-2004	Case Docketed to Examiner in GAU
06-16-2004	Case Docketed to Examiner in GAU
05-05-2004	Case Docketed to Examiner in GAU
01-30-2004	Case Docketed to Examiner in GAU
11-12-2002	Case Docketed to Examiner in GAU
10-04-2002	Case Docketed to Examiner in GAU
08-27-2002	Correspondence Address Change
08-28-2002	Change in Power of Attorney (May Include Associate POA)
02-23-2001	Incoming Letter Pertaining to the Drawings
02-23-2001	Preliminary Amendment
06-11-2001	Case Docketed to Examiner in GAU
04-19-2001	Application Dispatched from OIPE
04-13-2001	IFW Scan & PACR Auto Security Review
04-02-2001	Released to OIPE
04-03-2001	Notice of DO/EO Acceptance Mailed
04-01-2001	371 Application Preexamination Docketing
04-01-2001	371 Application Preexamination Docketing
03-23-2001	371 Application Preexamination Docketing
02-23-2001	Receipt of 371 Request
03-23-2001	Correspondence Address Change
02-23-2001	Initial Exam Team nn

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